

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

IN RE: § CASE NO. 08-53542-C

CARLOS CRESPO VASQUEZ §

DEBTOR §

CHAPTER 13 PROCEEDINGS

**OBJECTION TO CLAIM OF  
DEPARTMENT OF THE TREASURY - INTERNAL REVENUE SERVICE**

NO HEARING WILL BE CONDUCTED HEREON UNLESS A WRITTEN REQUEST FOR HEARING IS FILED WITH THE CLERK OF THE UNITED STATES BANKRUPTCY COURT WITHIN TWENTY (20) DAYS FROM THE DATE OF SERVICE HEREOF UNLESS THE COURT UPON TIMELY APPLICATION SHORTENS OR EXTENDS THE TIME FOR FILING SUCH REQUEST FOR HEARING.

IF NO HEARING ON SUCH MOTION IS TIMELY REQUESTED, THE MOTION SHALL BE DEEMED TO BE UNOPPOSED, AND THE COURT MAY ENTER AN ORDER GRANTING THE RELIEF SOUGHT.

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

NOW COMES the Law Offices of Jan Perry Lederer, P.C., attorney for the Debtor in the above styled and numbered case and move the Court for Debtors' claim and would show the Court the following:

I.

This case was filed on November 25, 2008 and an Order confirming plan is pending.

II.

On or about December 16, 2008 Creditor, Department of Treasury - Internal Revenue Service, filed an unsecured priority proof of claim in the sum of \$125,207.76 as taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8).

III.

Debtor objects to this claim as Debtor recently filed the 941's for all quarters from 2002 through 2006. Based on the tax returns filed by Debtor, the tax liability is approximately \$10,885.95. Debtor's accountant is currently working on the remaining delinquent returns.

PRAYER

WHEREFORE, PREMISES CONSIDERED, Movant prays the Court to deny the claim of the Internal Revenue Service as the Debtor does not owe the amount alleged on the proof of claim filed by the Internal Revenue Service.

05/05/09  
DATE

Respectfully submitted,

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By: Jan Perry Lederer  
JAN PERRY LEDERER  
State Bar No. 12108100  
Attorney for Debtor

IN THE UNITED STATES BANKRUPTCY COURT  
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DEBTOR § CHAPTER 13 PROCEEDINGS

**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the above and foregoing Objection and the proposed Order, have been forwarded through the United States Mail, properly stamped and addressed to the following parties in interest and to the matrix attached hereto as Exhibit "A."

United States Trustee  
P.O. Box 1539  
San Antonio, Texas 78295-1539

Marion A. Olson, Trustee  
1020 N.E. Loop 410, Ste. 800  
San Antonio, Texas 78209

Internal Revenue Service  
300 E. 8<sup>th</sup> St.  
Stop 5026AUS  
Austin, TX 78701

Carlos Vasquez  
104 E. Thompson  
San Antonio, Texas 78225

*Jan Perry Lederer*  
\_\_\_\_\_  
JAN PERRY LEDERER

*05/05/09*  
\_\_\_\_\_  
Date

Angelia Nava  
c/o Attorney General Child Supp  
Attn: Bankruptcy  
PO Box 12017 Credit Group  
Austin, TX 78711

Arrow Financial Services  
5996 W Touhy Ave  
Niles, IL 60714

First Select Corporation  
Attn: Bankruptcy  
3200 Hobson St  
Detroit, MI 48201

Ford Motor Credit Corporation  
National Bankruptcy Center  
PO Box 537901  
Livonia, MI 48153

Gabriel Escobedo  
1803 West Valley  
San Antonio, TX 78227

I C System Inc  
Po Box 64378  
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IRS  
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IRS - Special Procedure  
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U.S. Attorney General  
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U.S. Trustee  
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Washington Mutual Mortgage  
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Jacksonville, FL 32256